

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Rieping, Mechthild

Appl. No.: 10/812,315

Filed: March 30, 2004

For: **Process for the Production of
L-Amino Acids Using Strains of the
Enterobacteriaceae Family**

Art Unit: 1656

Examiner: Alexander Kim

Atty. Dkt.: 7909/81000

Conf. No. 1764

Supplemental Information Disclosure Statement

Commissioner of Patents
U.S. Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Submitted herewith is a listing of a document known to Applicant and/or Applicant's attorney in compliance with the requirements of 37 C.F.R. § 1.56. A copy of the listed document is also enclosed.

Applicant recently conducted a review of this case which revealed that Applicant had not previously cited the International Preliminary Examination Report (IPER) for corresponding international application PCT/EP2004/002796. The international search report for this application and all of the references cited in the IPER have already been cited by Applicant in a previous information disclosure statement and are therefore not resubmitted herewith.

The present citation of the IPER should not be construed as an indication that Applicant necessarily believes that this document is material to patentability or that, more generally, Applicant believes that IPERs are material apart from the art that they may cite. The present

submission is simply being made to give the Examiner a complete record and out of an abundance of caution. The Examiner is respectfully requested to give careful consideration to the IPER. If any document that has been cited therein has been misplaced from the file, Applicant will be happy to supply another copy upon request.

Consideration of the cited document and making the same of record in the prosecution of the above-captioned application are respectfully requested.

This Information Disclosure Statement is being filed after the receipt of a first Office Action but before the mailing of a final Office Action, Notice of Allowance or action that otherwise closes prosecution. Applicant has authorized the PTO to charge their credit card the fee required under 37 CFR §1.17(p) (\$180). The Director is hereby authorized to charge any fee deficiency to our Deposit Account No. 50-4056 under Order No. 7909/81000.

Respectfully submitted,

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